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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/498,856	02/04/2000	Hiroshi Ohnishi	381TO/41092CO	9387
7590	04/13/2006		EXAMINER	
Crowell & Moring LLP Intellectual Property Group PO Box 14300 Washington, DC 20044-4300			ZANELLI, MICHAEL J	
			ART UNIT	PAPER NUMBER
			3661	

DATE MAILED: 04/13/2006

Please find below and/or attached an Office communication concerning this application or proceeding.



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APPLICATION NO./ CONTROL NO.	FILING DATE	FIRST NAMED INVENTOR / PATENT IN REEXAMINATION	ATTORNEY DOCKET NO.
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09/498,856

EXAMINER

ART UNIT	PAPER
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20060320

DATE MAILED:

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Commissioner for Patents

See attached.

DETAILED ACTION

1. This is responsive to the Board decision dated 2/24/06 in which reissue claims "12-14" were found not to be an improper recapture of surrendered subject manner under 35 USC § 251.

2. Prior to passing this case to issue, several formal matters must be addressed:

A. The continuation data must be updated to reflect that parent reissue application 09/064,765 is abandoned.

B. New formal drawings must be provided as set forth in the PTO-948 dated 2/4/00.

C. A 37 CFR § 3.73(b) statement by the assignee is required. It is noted that applicant may have previously provided this statement (see amendment dated 11/5/01); however, the current electronic file does not include this statement. Applicant is requested to provide a copy of the statement from his file.

D. A final supplemental oath is required directed to reissue claims "12-14". Note that the last oath filed (4/4/01) refers to reissue claims "8-11". The oath must clearly indicate the broadening aspects of reissue claims "12-14" relative to the patent claims.

3. Applicant is advised that the current status of the claims are:

-patent claims 1-7 cancelled (amendment 2/4/00)

-reissue claims 12-14 allowed (will be renumbered as claims 8-10 at issue).

4. The application will be passed to issue on allowed claims "12-14" provided the above formal matters are promptly corrected. Prosecution is otherwise closed.

Applicant is required to make the necessary corrections addressing the outstanding formal matters within a shortened statutory period set to expire **ONE MONTH or THIRTY DAYS**, whichever is longer, from the mailing date of this letter. **Extensions of time may be granted under 37 CFR 1.136.**

5. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Michael J. Zanelli whose telephone number is (571) 272-6969. The examiner can normally be reached on Monday-Thursday 8:30 AM - 3:00 PM.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Thomas G. Black can be reached on (571) 272-6956. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

/mjz



MICHAEL J. ZANELLI
PRIMARY EXAMINER